IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NORTH CAROLINA

RALEIGH ALDRIDGE, et al, :

:

Plaintiffs,

CIVIL ACTION NO.

v. : 5:99CV128-T

:

AC&S, INC., et al.,

:

Defendants. :

ORDER OF DISMISSAL OF DEFENDANTS

This Court, with the consent and approval of the parties, hereby dismisses without prejudice, Plaintiffs' Complaint, for Plaintiffs Raleigh Aldridge, Deceased and Billy R. O'Dell, in the above-styled cause of action, against Defendant D. B. Riley, Inc, f/k/a Riley Stoker Corporation.

Signed: August 11, 2006

Lacy H. Thornburg United States District Judge

PREPARED AND SUBMITTED BY:

/s/ E. Elaine Shofner

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CERTIFICATE OF SERVICE

I hereby certify that on August 10, 2006, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

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and I certify that I have mailed the document to the following non CM/ECF participant:

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